

**DELEGATION OF AUTHORITY
THE COMPREHENSIVE ENVIRONMENTAL RESPONSE,
COMPENSATION, AND LIABILITY ACT (CERCLA)**

Administrative Actions Through Consent Orders

1. **AUTHORITY.** After giving notice to the affected state, to take administrative action pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act, as amended, including Sections 104, 106, and 122, including, but not limited to, issuing such orders on consent as may be necessary to protect public health and welfare and the environment.
2. **TO WHOM REDELEGATED.** Through the Director, Superfund and Emergency Management Division, or equivalent, to the Branch Chiefs, Emergency Management Branch and Remedial Cleanup Branch, or equivalents.
3. **LIMITATIONS.**
 - a. This authority does not include recovery of response costs under CERCLA section 122(h) or settlements with de minimis parties under CERCLA Section 122(g).
 - b. The division director or branch chief should exercise this authority consistent with the most recent version of the "OECA/OSRE CERCLA and RCRA/CWA/UST Roles Chart," or successor documents, as appropriate.
 - c. The division director or branch chief must obtain the advance concurrence of the regional counsel, or equivalent, on the legal sufficiency of the action before exercising this authority. The regional counsel, or equivalent, may waive concurrence in writing.
4. **REDELEGATION AUTHORITY.**
 - a. This authority may be redelegated to the section chief level, or equivalent, and no further.
 - b. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.
5. **SUPERSESION.** This delegation supersedes R10 14-14-C (11/30/2017) and any other delegation of the same authority.
6. **ADDITIONAL REFERENCES.**
 - a. Applicable U.S. Environmental Protection Agency guidance and directives.
 - b. Authority to enter into or exercise EPA concurrence authority for non-judicial cost recovery agreements or administrative orders under CERCLA Section 122(h) is delegated in Agency Delegation 14-14D, "Cost Recovery Non-Judicial Agreements and Administrative Consent Orders."

- c. Authority to enter into or exercise agency concurrence authority in de minimis settlements under CERCLA Section 122(g) is delegated in Agency Delegation 14-14E, "De Minimis Settlements."
- d. EPA Delegation 14-14-C.

APR 15 2019

Date

A handwritten signature in black ink, appearing to read "Chris Hladick", written over a horizontal line.

Chris Hladick
Regional Administrator